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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 09/823,363 | 03/30/2001 | Tse-Hua Lan | US010131 CPLP | 7625 |
| 24737 | 7590 | 07/05/2005 | EXAMINER | |
| PHILIPS INTELLECTUAL PROPERTY & STANDARDS | | | DO, CHAT C | |
| P.O. BOX 3001 | | | ART UNIT | PAPER NUMBER |
| BRIARCLIFF MANOR, NY 10510 | | | 2193 | |

DATE MAILED: 07/05/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|------------------------------|------------------------|---------------------|--|
| Office Action Summary | Application No. | Applicant(s) | |
| | 09/823,363 | LAN ET AL. | |
| | Examiner | Art Unit | |
| | Chat C. Do | 2193 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) Responsive to communication(s) filed on 29 April 2005 and 03 April 2005.

2a) This action is FINAL. 2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) Claim(s) 2-7 and 9-19 is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) Claim(s) _____ is/are allowed.

6) Claim(s) 2-6, 9-13, 15-19 is/are rejected.

7) Claim(s) 7 and 14 is/are objected to.

8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All b) Some * c) None of:

1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. _____.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

| | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____ | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This communication is responsive to Amendment filed 04/03/2005.
2. Claims 2-7 and 9-19 are pending in this application. Claims 17-18 are independent claims. In Amendment, claims 1 and 8 are cancelled and claims 17-19 are added. This Office Action is made non-final after a RCE filed 04/29/2005.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

4. Claims 2-6, 9-13, and 15-19 are rejected under 35 U.S.C. 102(a) as being anticipated by Lengwehasatit (U.S. 6,167,092).

Re claim 17, Lengwehasatit discloses Figures 2-5 a method of decoding a video signal (e.g. abstract and Figure 5), the method comprising: receiving an array of Discrete Coefficient Transform (DCT) coefficients (e.g. 504 and 505 in Figure 5, col. 6 lines 5-10), DCT coefficient array having been obtained by performing the DCT algorithm on a macro-block (MB) (e.g. Figure 2 and col. 4 lines 54-59 wherein the macro-block's size is 8x8 as seen in Figure 2, col. 1 lines 25-30), macro-block being an array of pixels in a video frame (e.g. col. 2 lines 22-26), wherein DCT coefficient array corresponds to MB

(e.g. col. 1 lines 39-43); determining at least one of the horizontal complexity and the vertical complexity of MB by determining the value of a predetermined one of the coefficients (e.g. col. 6 lines 5-21 wherein any DCT coefficient in the array is at least one of the horizontal complexity and the vertical complexity and the algorithm is checking for the last non-zero DCT coefficient position by checking the value of the coefficient), wherein predetermined coefficient represents the highest of at least one of horizontal frequency and vertical frequency (e.g. Figure 3 as an example, col. 6 lines 5-21 since the last non-zero coefficient position is arbitrary, the position of last non-zero coefficient would occur at the bottom row as highest horizontal frequency or the right most column as highest vertical frequency) and performing inverse DCT (IDCT) coding (e.g. col. 6 lines 11-21, col. 2 lines 25-31) on a sub-array of coefficients within the DCT coefficient array in order to reconstruct macro-block (e.g. col. 1 lines 35-45), wherein the size and position of sub-array depends (e.g. col. 6 lines 10-21) on the determined value of the predetermined one of the coefficients having the highest of at least one of horizontal frequency and vertical frequency (e.g. Figure 3 as an example, col. 6 lines 5-21 since the last non-zero coefficient position is arbitrary, the position of last non-zero coefficient would occur at the bottom row as highest horizontal frequency or the right most column as highest vertical frequency).

Re claim 2, Lengwehasatit further discloses Figures 2-5 video signal is video data encoded according to the MPEG algorithm (e.g. col. 1 line 23 as MPEG-1).

Re claim 3, Lengwehasatit further discloses Figures 2-5 video signal is video data encoded according to the MPEG2 algorithm (e.g. col. 1 line 23 as MPEG-2).

Re claim 4, Lengwehasatit further discloses Figures 2-5 the predetermined coefficient represents the highest horizontal frequency in the MB regardless of vertical frequency (e.g. Figure 3 as an example, col. 6 lines 5-21 since the last non-zero coefficient position is arbitrary, the position of last non-zero coefficient would occur at any position at the bottom row as highest horizontal frequency [36th, 37th, 49th, 50th, 58th, 59th, 63th, 64th]).

Re claim 5, Lengwehasatit further discloses Figures 2-5 the predetermined coefficient represents the highest vertical frequency in the MB regardless of horizontal frequency (e.g. Figure 3 as an example, col. 6 lines 5-21 since the last non-zero coefficient position is arbitrary, the position of last non-zero coefficient would occur at any position at the right most column as highest vertical frequency [29th, 43th, 44th, 54th, 55th, 61th, 62th, 64th]).

Re claim 6, Lengwehasatit further discloses Figures 2-5 the predetermined coefficient represents the highest horizontal frequency and the highest vertical frequency in the MB (e.g. Figure 3 as an example, col. 6 lines 5-21 since the last non-zero coefficient position is arbitrary, the position of last non-zero coefficient would occur at any position like the last position 64th of 8x8 macro-block [64th]).

Re claim 9, it is a system claim of claim 2. Thus, claim 9 is also rejected under the same rationale as cited in the rejection of rejected claim 2.

Re claim 10, it is a system claim of claim 3. Thus, claim 10 is also rejected under the same rationale as cited in the rejection of rejected claim 3.

Re claim 11, it is a system claim of claim 4. Thus, claim 11 is also rejected under the same rationale as cited in the rejection of rejected claim 4.

Re claim 12, it is a system claim of claim 5. Thus, claim 12 is also rejected under the same rationale as cited in the rejection of rejected claim 5.

Re claim 13, it is a system claim of claim 6. Thus, claim 13 is also rejected under the same rationale as cited in the rejection of rejected claim 6.

Re claim 15, Lengwehasatit further discloses Figures 2-5 the predetermined coefficient represents the lowest vertical frequency in the MB (e.g. Figure 3 as an example, col. 6 lines 5-21 since the last non-zero coefficient position is arbitrary, the position of last non-zero coefficient would occur at any position at left most column as lowest vertical frequency [1st, 3rd, 4th, 10th, 11th, 21st, 22nd, 36th]).

Re claim 16, it is a system claim of claim 15. Thus, claim 16 is also rejected under the same rationale as cited in the rejection of rejected claim 15.

Re claim 18, it is a system claim of claim 17. Thus, claim 18 is also rejected under the same rationale as cited in the rejection of rejected claim 17.

Re claim 19, Lengwehasatit further discloses Figures 2-5 the processing means is implemented in at least one of hardware firmware, and software (e.g. col. 2 lines 23-44).

Allowable Subject Matter

5. Claims 7 and 14 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

6. Applicant's arguments filed 04/03/2005 have been fully considered but they are not persuasive even for new claims 17-19.

a. The applicant argues in pages 9-10 generally for claims 1-16 as following: First, the cited reference by Lengwehasatit requires the entire array be scanned to determine the location of the last non-zero coefficient whereas the claimed invention does not; Second, the cited reference uses the location of the last non-zero coefficient to determine which pruned IDCT algorithm to use instead of determining the value of a particular predetermined coefficient as claimed; Third, the cited reference does not teach or suggest having the size and/or position of a subset within the received DCT coefficient array which will be IDCT coded being selected by determining the value of a particular predetermined coefficient.

The examiner respectfully addresses each argument separately as below:

First argument, applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., claims 17-18 do not require the entire array to be scanned wherein the cited reference requires the entire array be scanned to determine the location of the last non-zero coefficient) are not recited in the rejected claim(s).

Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993). Clearly seen from the claim

language, it does not require only a single predetermined coefficient to be scanned.

Second argument, the cited reference clearly requires to the last non-zero coefficient by checking or determining the value of that coefficient in order to distinguish whether or not the coefficient is non-zero coefficient. This method clearly needs to determine the value of coefficient, which cites in the claimed invention.

Third argument, paragraph in column 3 lines 3-7 clearly determined the corresponding set of pruned IDCTs for a particular value of the last non-zero or zero coefficient. Once a set of pruned IDCTs is determined, the size and position of subset (less than and within 8x8) will be IDCT.

Conclusion

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
 - b. U.S. Patent No. 6,400,680 to Fisch discloses a data transformation of the inverse-Fourier type.
 - c. U.S. Patent No. 6,587,590 to Pan discloses a method and system for computing 8x8 DCT/IDCT and a VLSI implementation.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chat C. Do whose telephone number is (571) 272-3721. The examiner can normally be reached on M => F from 7:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chaki Kakali can be reached on (571) 272-3719. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Chat C. Do
Examiner
Art Unit 2193

June 28, 2005

A handwritten signature in black ink, appearing to read "Chat C. Do".